



RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report

April 9, 2008

PRESENT: Mayor Reed and Council Members Chirco and Constant.

ABSENT: Vice Mayor Cortese. (Excused)

STAFF: City Attorney Richard Doyle, Redevelopment Agency Assistant Director Gary Miskimon, Assistant City Manager Christine Shippey, Agenda Services Manager Nadine Nader, City Clerk Lee Price, Director of Communications Tom Manheim, Senior Deputy City Attorney Lisa Herrick, Council Agenda Manager Alicia Bosco and Legislative Secretary Susan Davis.

A. City Council

1. Review of April 15, 2008 Final Agenda.

Action: The Committee approved the April 15, 2008 City Council Draft Agenda.

2. Review of April 22, 2008 Draft Agenda.

Action: The Committee approved the April 22, 2008 City Council Draft Agenda.

B. Redevelopment Agency

1. Review of April 15, 2008 Final Agenda.

2. Review of April 22, 2008 Draft Agenda.

Action: The April 15, 2008 Redevelopment Agency Meeting was canceled. The Committee approved the April 22, 2008 Draft Redevelopment Agency Agenda.

C. Legislative Update

1. State

Mayor Reed reported out on the 2008 Annual Sacramento Advocacy trip with the Silicon Valley Leadership Group.

C. 2. Federal

Documents Filed: (1) Replacement memorandum from Vice Mayor Cortese, dated March 18, 2008, recommending adoption of position of support for AgJOBS and an oppose position to the H2-A guest worker program. (2) Memorandum from Director of Intergovernmental Relations Betsy Shotwell, dated April 2, 2008, recommending adoption of position of support for AgJOBS and an oppose position to the H2-A guest worker program.

Director of Intergovernmental Relations Betsy Shotwell reported on S340 (Feinstein) & HR371 (Berman). She recommended that Council adopt an "oppose" position to changes proposed by the Bush Administration to the H2-A guest worker program and to adopt a support position for the AgJOBS bill.

Council Member Constant objected to a support position for AgJOBS.

Action: The Committee referred this item to the full Council for discussion, without a recommendation.

D. Meeting Schedules

There were none.

E. The Public Record

Documents Filed: Memorandum from City Clerk Lee Price, dated April 4, 2008, transmitting items for the Public Record for the period of March 28 – April 3, 2008.

Action: The Committee noted and filed the Public Record, with Staff directed to refer the letter from the Senior Citizens Commission, dated March 13, 2008, to the Healthy Neighborhoods Venture Funding Committee.

F. Appointments to Board, Commissions and Committee

1. Updated City Council Appointments

Documents Filed: Memorandum from Mayor Reed, dated April 3, 2008, recommending updated City Council appointments.

Action: The Committee approved the appointments.

G. Rules Committee Reviews, Recommendations and Approvals

1. Ability of Public to Communicate with Council and of Council to Investigate Representations made.

Documents Filed: Replacement memorandum from City Attorney Richard Doyle, dated April 2, 2008, transmitting the report.

Action: The Committee accepted the Staff report.

2. Possible Ballot Measures.

a. Acceptance of the report on the Single Subject Rule and Redistricting.

Documents Filed: Memorandum from City Attorney Richard Doyle, dated April 4, 2008, transmitting the Staff report.

Action: The Committee accepted the Staff report.

b. Acceptance of staff report regarding Fiscal Impact/Benefits.

Documents Filed: Memorandum from Assistant City Manager Christine Shippey, dated April 3, 2008, recommending acceptance of the Staff report.

A short discussion followed about the ballot measures. There was consensus to table further discussion until after the Council begins the budget review process.

Action: Staff was directed to bring the potential ballot measures back to Committee in mid-May.

H. Review of additions to Council Committee Agenda

1. Community and Economic Development Committee

a. Add the following agenda items entitled: (1) "City of San José Real Property Assets" and (2) "Memorandum of Understanding for the Development of the Airport West Property, iStar Property and Soccer Stadium", to the April 28, 2008 CED Committee agenda.

Documents Filed: Memorandum from Chief Development Officer Paul Krutko, dated April 2, 2008, recommending approval to add two reports to the Community and Economic Development Committee agenda.

Action: The Committee approved the two reports for placement on the CED Committee agenda; and to the full Council for consideration on the May 13, 2008 City Council Agenda.

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- H. 2. Neighborhood Services and Education Committee**
- 3. Transportation and Environment Committee**
- 4. Public Safety, Finance and Strategic Support Committee**

There were none.

I. Open Government Initiatives

- 1. Reed Reforms**

There were none.

- 2. Sunshine Reform Task Force**

- a. Review of remaining provisions of Sunshine Reform Task Force
Phase I Report and Recommendations.
(Deferred from 3/5/08)**

Senior Deputy City Attorney Lisa Herrick provided an overview of the new provisions for the Regular and Special Meetings.

Discussion followed.

Action: Staff requested to include Executive Director in the following: After an amended agenda has been posted, the City Clerk in consultation with the City Attorney, City Manager and "Executive Director", may add an item to the Agenda under Orders of the Day. It was also decided that an addendum to the agenda include the reason why an item is being added to the agenda in order to give proper notice and disclosure to the public. Staff directed to forward the Sunshine Reform Task Force Phase I recommendations to the full Council for consideration.

- 3. Significant Public Records Act Requests**
- 4. Council Policy Manual Update**

There were none.

J. Open Forum

None were presented.

K. Adjournment

The meeting was adjourned at 3:09 p.m.



Mayor Chuck Reed
Rules and Open Government Committee